

JOURNAL OF THE HOUSE

SECOND REGULAR SESSION, 90th GENERAL ASSEMBLY

THIRTY-SEVENTH DAY, WEDNESDAY, MARCH 8, 2000

Speaker Pro Tem Kreider in the Chair.

Prayer by Father David Buescher.

Today, Lord God, is Ash Wednesday. Whatever our religious affiliation, it is good for all of us to pause occasionally, and look a bit at our dark side, God. Help us to attune ourselves with those parts of ourselves which live in the shadow, and need to come to the light. Help us to still our souls - to go into the desert enough - to uncover that which is too proud, too selfish, too ego-centered.

The words, "You are dust, and unto dust you will return," can be a challenge towards commitment to this world and to our earthly lives which need unity with You. Help this House, Lord, find hope in a season of renewal. Thank You, God, for the time to return to You in all we do, work, and play. Amen.

The Pledge of Allegiance to the flag was recited.

The Speaker appointed the following to act as Honorary Pages for the Day, to serve without compensation: Megan O'Brien, Emily Knobbe, Ina Redstone, Blaise Hart-Schmidt, Jeff Scott, Joe Roeder, Cal Broz, Matt Clausen, Derek Schloman, Matthew Johnson, Matt Hellis, Bradley Harris, Stacey Zylka, Kara King and Colleen Heck.

The Journal of the thirty-sixth day was approved as corrected by the following vote:

AYES: 083

Abel	Auer	Backer	Barry 100	Berkowitz
Bonner	Boucher 48	Boykins	Bray 84	Britt
Campbell	Clayton	Crump	Curls	Davis 122
Davis 63	Days	Dougherty	Farnen	Fitzwater
Foley	Ford	Franklin	Fraser	George
Graham 24	Gratz	Green	Gunn	Hagan-Harrell
Hampton	Harlan	Hickey	Hilgemann	Hollingsworth
Hoppe	Hosmer	Kelly 27	Kennedy	Kissell
Koller	Kreider	Lakin	Lawson	Leake
Liese	Luetkenhaus	May 108	Mays 50	McBride
McKenna	McLuckie	Merideth	Monaco	Murray
O'Connor	O'Toole	Overschmidt	Parker	Ransdall
Relford	Reynolds	Riley	Rizzo	Scheve
Schilling	Seigfreid	Selby	Shelton	Skaggs
Smith	Thompson	Treadway	Troupe	Van Zandt
Wagner	Ward	Wiggins	Williams 121	Williams 159
Wilson 25	Wilson 42	Mr. Speaker		

NOES: 072

Akin	Ballard	Barnett	Bartelsmeyer	Bartle
Bennett	Black	Blunt	Boatright	Burton
Champion	Chrismer	Cierpiot	Crawford	Dolan

Elliott	Enz	Evans	Foster	Froelker
Gaskill	Gibbons	Graham 106	Griesheimer	Gross
Hanaway	Hartzler 123	Hartzler 124	Hegeman	Hendrickson
Hohulin	Holand	Howerton	Kelley 47	King
Klindt	Legan	Levin	Linton	Lograsso
Long	Loudon	Luetkemeyer	Marble	McClelland
Miller	Murphy	Myers	Naeger	Nordwald
Ostmann	Patek	Phillips	Pouche 30	Pryor
Purgason	Reinhart	Richardson	Ridgeway	Robirds
Ross	Sallee	Schwab	Scott	Secrest
Shields	Summers	Surface	Townley	Tudor
Vogel	Wright			

PRESENT: 001

Reid

ABSENT WITH LEAVE: 006

Alter	Berkstresser	Carter	Gambaro	Kasten
Stokan				

VACANCIES: 001

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 484 - Representative Elliott
House Resolution No. 485
through
House Resolution No. 489 - Representatives Barry and Hendrickson
House Resolution No. 490 - Representative Reinhart
House Resolution No. 491
and
House Resolution No. 492 - Representative Overschmidt

SECOND READING OF HOUSE BILLS

HB 2104 through **HB 2109** were read the second time.

SECOND READING OF SENATE CONCURRENT RESOLUTION

SCR 27 was read the second time.

SECOND READING OF SENATE BILLS

SCS SB 541, SCS SB 558, SS SB 576, SB 618, SCS SB 633, SB 642, SCS SB 721, SB 741, SB 743, SS#2 SCS SB 757 & 602, SCS SB 801, SB 881, SCS SB 893, SCS SB 894, SB 907, SB 914, SB 922, SB 942 and SB 975 were read the second time.

PERFECTION OF HOUSE BILL

HB 1615, relating to protection of the elderly, was taken up by Representative Hosmer.

Representative Hosmer offered **HS HB 1615**.

Representative Gunn offered **House Amendment No. 1**.

Representative Hosmer raised a point of order that **House Amendment No. 1** goes beyond the scope of the bill.

The Chair ruled the point of order well taken.

HB 1615, with HS, pending, was laid over.

THIRD READING OF HOUSE BILLS

HS HCS HB 1254, relating to bail bondsmen and private investigators, was taken up by Representative Kissell.

Representative Kissell offered **House Perfecting Amendment No. 1**.

House Perfecting Amendment No. 1

AMEND House Substitute for House Committee Substitute for House Bill No. 1254, Page 4, Section 374.704, Line 12, by deleting the words “**a individual**” and inserting in lieu thereof the words “**an individual**”; and

Further amend said bill, Page 10, Section 374.785, Line 6, by deleting the word “**one**” and inserting in lieu thereof the word “**three**”.

On motion of Representative Kissell, **House Perfecting Amendment No. 1** was adopted.

On motion of Representative Kissell, **HS HCS HB 1254, as amended**, was read the third time and passed by the following vote:

AYES: 141

Abel	Akin	Auer	Backer	Ballard
Barnett	Barry 100	Bartelsmeyer	Bartle	Bennett
Berkowitz	Black	Blunt	Bonner	Boucher 48
Boykins	Bray 84	Britt	Burton	Campbell
Champion	Chrismer	Cierpiot	Crawford	Crump
Curls	Davis 122	Davis 63	Days	Dolan
Dougherty	Elliott	Enz	Evans	Farnen
Fitzwater	Foley	Ford	Franklin	Fraser
Froelker	Gaskill	George	Gibbons	Graham 106
Graham 24	Gratz	Green	Griesheimer	Gross
Gunn	Hagan-Harrell	Hampton	Harlan	Hegeman
Hendrickson	Hickey	Hilgemann	Holand	Hollingsworth
Hoppe	Hosmer	Howerton	Kelley 47	Kelly 27
Kennedy	King	Kissell	Klindt	Koller
Kreider	Lakin	Lawson	Leake	Legan

Levin	Liese	Linton	Luetkemeyer	Luetkenhaus
Marble	May 108	Mays 50	McBride	McClelland
McKenna	McLuckie	Merideth	Miller	Monaco
Murray	Myers	Nordwald	O'Connor	O'Toole
Ostmann	Overschmidt	Parker	Patek	Phillips
Pouche 30	Pryor	Ransdall	Reid	Reinhart
Relford	Reynolds	Richardson	Ridgeway	Riley
Rizzo	Robirds	Ross	Sallee	Scheve
Schilling	Schwab	Scott	Secrest	Seigfreid
Selby	Shelton	Shields	Skaggs	Smith
Summers	Surface	Thompson	Townley	Treadway
Tudor	Van Zandt	Vogel	Wagner	Wiggins
Williams 121	Williams 159	Wilson 25	Wilson 42	Wright
Mr. Speaker				

NOES: 013

Boatright	Clayton	Foster	Hanaway	Hartzler 123
Hartzler 124	Hohulin	Lograsso	Long	Loudon
Murphy	Purgason	Ward		

PRESENT: 001

Naeger

ABSENT WITH LEAVE: 007

Alter	Berkstresser	Carter	Gambaro	Kasten
Stokan	Troupe			

VACANCIES: 001

Speaker Pro Tem Kreider declared the bill passed.

On motion of Representative Hagan-Harrell, title to the bill was agreed to.

Representative Hollingsworth moved that the vote by which the bill passed be reconsidered.

Representative May (108) moved that motion lay on the table.

The latter motion prevailed.

HCS HB 1644, relating to public school retirement system, was taken up by Representative Hagan-Harrell.

On motion of Representative Hagan-Harrell, **HCS HB 1644** was read the third time and passed by the following vote:

AYES: 152

Abel	Akin	Auer	Ballard	Barnett
Barry 100	Bartelsmeyer	Bartle	Bennett	Berkowitz
Black	Blunt	Boatright	Bonner	Boucher 48
Boykins	Bray 84	Britt	Burton	Campbell
Champion	Chrismer	Cierpiot	Clayton	Crawford
Crump	Curls	Davis 63	Days	Dolan
Dougherty	Elliott	Enz	Evans	Farnen
Fitzwater	Foley	Ford	Foster	Franklin
Fraser	Froelker	Gaskill	George	Gibbons
Graham 106	Graham 24	Gratz	Green	Griesheimer
Gross	Gunn	Hagan-Harrell	Hampton	Hanaway

Harlan	Hartzler 123	Hartzler 124	Hegeman	Hendrickson
Hickey	Hilgemann	Hohulin	Holand	Hollingsworth
Hoppe	Hosmer	Howerton	Kelley 47	Kelly 27
Kennedy	King	Kissell	Klindt	Koller
Kreider	Lakin	Lawson	Leake	Legan
Levin	Liese	Linton	Lograsso	Long
Loudon	Luetkemeyer	Luetkenhaus	Marble	May 108
Mays 50	McBride	McClelland	McKenna	McLuckie
Merideth	Miller	Monaco	Murray	Myers
Naeger	Nordwald	O'Connor	O'Toole	Ostmann
Overschmidt	Parker	Patek	Phillips	Pouche 30
Pryor	Purgason	Ransdall	Reid	Reinhart
Reynolds	Richardson	Ridgeway	Riley	Rizzo
Robirds	Ross	Sallee	Scheve	Schilling
Schwab	Scott	Secrest	Seigfreid	Selby
Shelton	Shields	Skaggs	Smith	Summers
Surface	Thompson	Townley	Treadway	Troupe
Tudor	Van Zandt	Vogel	Wagner	Ward
Wiggins	Williams 121	Williams 159	Wilson 25	Wilson 42
Wright	Mr. Speaker			

NOES: 000

PRESENT: 002

Davis 122 Relford

ABSENT WITH LEAVE: 008

Alter	Backer	Berkstresser	Carter	Gambaro
Kasten	Murphy	Stokan		

VACANCIES: 001

Speaker Pro Tem Kreider declared the bill passed.

The emergency clause was adopted by the following vote:

AYES: 153

Abel	Akin	Auer	Backer	Ballard
Barnett	Barry 100	Bartelsmeyer	Bartle	Bennett
Berkowitz	Black	Blunt	Boatright	Bonner
Boucher 48	Boykins	Bray 84	Britt	Burton
Campbell	Champion	Chrismer	Cierpiot	Clayton
Crawford	Crump	Curls	Davis 122	Davis 63
Days	Dolan	Dougherty	Elliott	Enz
Evans	Farnen	Fitzwater	Foley	Foster
Franklin	Fraser	Froelker	Gaskill	George
Gibbons	Graham 106	Graham 24	Gratz	Green
Griesheimer	Gross	Gunn	Hagan-Harrell	Hampton
Hanaway	Harlan	Hartzler 123	Hartzler 124	Hegeman
Hendrickson	Hickey	Hilgemann	Holand	Hollingsworth
Hoppe	Hosmer	Howerton	Kelley 47	Kelly 27
Kennedy	King	Kissell	Klindt	Koller
Kreider	Lakin	Lawson	Leake	Legan
Levin	Liese	Linton	Lograsso	Long
Loudon	Luetkemeyer	Luetkenhaus	Marble	May 108
Mays 50	McBride	McClelland	McKenna	McLuckie
Merideth	Miller	Monaco	Murphy	Murray
Myers	Naeger	Nordwald	O'Connor	O'Toole
Ostmann	Overschmidt	Parker	Patek	Phillips
Pouche 30	Pryor	Purgason	Ransdall	Reid
Reinhart	Relford	Reynolds	Richardson	Riley
Rizzo	Robirds	Ross	Sallee	Scheve
Schilling	Schwab	Scott	Secrest	Seigfreid

Selby	Shelton	Shields	Skaggs	Smith
Summers	Surface	Thompson	Townley	Treadway
Troupe	Tudor	Van Zandt	Vogel	Wagner
Ward	Wiggins	Williams 121	Williams 159	Wilson 25
Wilson 42	Wright	Mr. Speaker		

NOES: 001

Hohulin

PRESENT: 000

ABSENT WITH LEAVE: 008

Alter	Berkstresser	Carter	Ford	Gambaro
Kasten	Ridgeway	Stokan		

VACANCIES: 001

On motion of Representative Gratz, title to the bill was agreed to.

Representative Koller moved that the vote by which the bill passed be reconsidered.

Representative Monaco moved that motion lay on the table.

The latter motion prevailed.

HB 1443, relating to sales and use tax exemptions, was taken up by Representative Koller.

On motion of Representative Koller, **HB 1443** was read the third time and passed by the following vote:

AYES: 127

Abel	Akin	Backer	Ballard	Barnett
Barry 100	Bartle	Bennett	Berkowitz	Black
Blunt	Boatright	Bonner	Boykins	Britt
Burton	Champion	Cierpiot	Clayton	Crawford
Crump	Curls	Davis 122	Davis 63	Dolan
Elliott	Enz	Evans	Farnen	Fitzwater
Foster	Franklin	Fraser	Froelker	Gaskill
Gibbons	Graham 106	Graham 24	Gratz	Griesheimer
Gross	Gunn	Hagan-Harrell	Hampton	Hanaway
Harlan	Hartzler 123	Hartzler 124	Hegeman	Hendrickson
Hilgemann	Holand	Hollingsworth	Hoppe	Hosmer
Howerton	Kelley 47	Kennedy	King	Kissell
Klindt	Koller	Kreider	Lakin	Lawson
Leake	Legan	Levin	Liese	Linton
Lograsso	Loudon	Marble	Mays 50	McBride
McClelland	McKenna	Merideth	Miller	Monaco
Murphy	Murray	Naeger	O'Connor	O'Toole
Ostmann	Overschmidt	Parker	Patek	Phillips
Pouche 30	Pryor	Purgason	Ransdall	Reid
Reinhart	Relford	Richardson	Ridgeway	Riley
Rizzo	Robirds	Ross	Sallee	Scheve
Schwab	Scott	Secrest	Seigfreid	Selby
Shelton	Shields	Skaggs	Smith	Summers
Surface	Thompson	Townley	Treadway	Vogel
Wagner	Ward	Wiggins	Williams 121	Williams 159
Wilson 42	Mr. Speaker			

NOES: 018

Auer	Bray 84	Campbell	Days	Dougherty
George	Green	Hohulin	Kelly 27	Luetkemeyer
May 108	McLuckie	Myers	Reynolds	Schilling
Tudor	Van Zandt	Wilson 25		

PRESENT: 002

Bartelsmeyer Long

ABSENT WITH LEAVE: 015

Alter	Berkstresser	Boucher 48	Carter	Chrismer
Foley	Ford	Gambaro	Hickey	Kasten
Luetkenhaus	Nordwald	Stokan	Troupe	Wright

VACANCIES: 001

Speaker Pro Tem Kreider declared the bill passed.

On motion of Representative Hilgemann, title to the bill was agreed to.

Representative Gunn moved that the vote by which the bill passed be reconsidered.

Representative McLuckie moved that motion lay on the table.

The latter motion prevailed.

MESSAGES FROM THE SENATE

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 709**, entitled:

An act to amend chapter 8, RSMo, by adding thereto one new section relating to a permanent memorial for workers killed or injured on the job.

In which the concurrence of the House is respectfully requested.

Mr. Speaker: I am instructed by the Senate to inform the House of Representatives that the Senate has taken up and passed **SB 910**, entitled:

An act to repeal section 163.191, RSMo 1994, relating to community college districts, and to enact in lieu thereof one new section relating to the same subject.

In which the concurrence of the House is respectfully requested.

On motion of Representative Crump, the House recessed until 3:00 p.m.

AFTERNOON SESSION

The hour of recess having expired, the House was called to order by Speaker Gaw.

The Speaker appointed the following to act as Honorary Page for the Day, to serve without compensation: Gabriele Mack.

HOUSE COURTESY RESOLUTIONS OFFERED AND ISSUED

House Resolution No. 493 - Representative Boatright
 House Resolution No. 494
 through
 House Resolution No. 496 - Representative Murphy
 House Resolution No. 497 - Representative Crump

COMMITTEE REPORT

Committee on Rules, Joint Rules and Bills Perfected and Printed, Chairman Crump reporting:

Mr. Speaker: Your Committee on Rules, Joint Rules and Bills Perfected and Printed, to which was referred **HS HCS HB 1076, HCS HBs 1386 & 1086** and **HS HCS HBs 1566 & 1810**, begs leave to report it has examined the same and finds them to be truly perfected and that the printed copies thereof furnished the members are correct.

THIRD READING OF HOUSE BILLS

HCS HB 1737, relating to long-term care insurance, was taken up by Representative Monaco.

On motion of Representative Monaco, **HCS HB 1737** was read the third time and passed by the following vote:

AYES: 145

Abel	Akin	Auer	Backer	Ballard
Barnett	Barry 100	Bartelsmeyer	Bartle	Bennett
Berkowitz	Berkstresser	Black	Blunt	Boatright
Bonner	Boucher 48	Boykins	Bray 84	Britt
Burton	Campbell	Champion	Chrismer	Cierpiot
Clayton	Crump	Curls	Davis 122	Days
Dolan	Dougherty	Elliot	Enz	Evans
Farnen	Fitzwater	Foley	Ford	Foster
Franklin	Fraser	Froelker	Gaskill	George
Gibbons	Graham 106	Graham 24	Gratz	Green
Griesheimer	Gross	Gunn	Hagan-Harrell	Hampton
Hanaway	Harlan	Hartzler 123	Hartzler 124	Hegeman
Hendrickson	Hickey	Hilgemann	Holand	Hollingsworth
Hoppe	Hosmer	Howerton	Kelley 47	Kelly 27
Kennedy	King	Kissell	Klindt	Koller
Kreider	Lawson	Leake	Legan	Levin
Liese	Linton	Lograsso	Long	Loudon
Luetkenhaus	Marble	Mays 50	McBride	McClelland

McKenna	McLuckie	Merideth	Miller	Monaco
Murphy	Murray	Myers	Naeger	O'Connor
Ostmann	Overschmidt	Parker	Patek	Phillips
Pouche 30	Pryor	Purgason	Ransdall	Reid
Reinhart	Relford	Reynolds	Richardson	Riley
Rizzo	Robirds	Ross	Sallee	Scheve
Schilling	Schwab	Scott	Secrest	Seigfreid
Selby	Shelton	Shields	Skaggs	Smith
Summers	Surface	Thompson	Treadway	Troupe
Tudor	Van Zandt	Wagner	Ward	Wiggins
Williams 121	Wilson 25	Wilson 42	Wright	Mr. Speaker

NOES: 002

Hohulin Luetkemeyer

PRESENT: 000

ABSENT WITH LEAVE: 015

Alter	Carter	Crawford	Davis 63	Gambaro
Kasten	Lakin	May 108	Nordwald	O'Toole
Ridgeway	Stokan	Townley	Vogel	Williams 159

VACANCIES: 001

Speaker Gaw declared the bill passed.

On motion of Representative Fraser, title to the bill was agreed to.

Representative Seigfreid moved that the vote by which the bill passed be reconsidered.

Representative Wagner moved that motion lay on the table.

The latter motion prevailed.

HB 1082, relating to federal land acquisition, was taken up by Representative Crump.

On motion of Representative Crump, **HB 1082** was read the third time and passed by the following vote:

AYES: 127

Abel	Akin	Auer	Backer	Ballard
Barnett	Barry 100	Bartelsmeyer	Bartle	Bennett
Berkowitz	Berkstresser	Black	Blunt	Boatright
Bonner	Boucher 48	Britt	Burton	Champion
Chrismer	Cierpiot	Clayton	Crawford	Crump
Curls	Davis 122	Dolan	Elliott	Enz
Evans	Fitzwater	Foley	Ford	Foster
Franklin	Froelker	Gaskill	George	Gibbons
Graham 106	Gratz	Green	Griesheimer	Gross
Gunn	Hagan-Harrell	Hampton	Hanaway	Hartzler 123
Hartzler 124	Hegeman	Hickey	Hohulin	Holand
Hollingsworth	Howerton	Kelley 47	Kennedy	King
Kissell	Klindt	Koller	Kreider	Lakin
Lawson	Leake	Legan	Levin	Liese
Linton	Lograsso	Long	Loudon	Luetkemeyer
Luetkenhaus	Marble	Mays 50	McKenna	Merideth
Miller	Monaco	Murphy	Murray	Myers
Naeger	O'Connor	Ostmann	Overschmidt	Parker

Patek	Phillips	Pouche 30	Pryor	Purgason
Ransdall	Reid	Reinhart	Relford	Reynolds
Richardson	Ridgeway	Rizzo	Robirds	Ross
Sallee	Schwab	Scott	Secrest	Seigfreid
Shelton	Shields	Skaggs	Smith	Summers
Surface	Treadway	Troupe	Tudor	Vogel
Wagner	Ward	Wiggins	Williams 121	Wilson 42
Wright	Mr. Speaker			

NOES: 021

Boykins	Bray 84	Campbell	Days	Dougherty
Farnen	Fraser	Graham 24	Harlan	Hendrickson
Hilgemann	Hoppe	Hosmer	McBride	McClelland
McLuckie	Schilling	Selby	Thompson	Van Zandt
Wilson 25				

PRESENT: 001

Riley

ABSENT WITH LEAVE: 013

Alter	Carter	Davis 63	Gambaro	Kasten
Kelly 27	May 108	Nordwald	O'Toole	Scheve
Stokan	Townley	Williams 159		

VACANCIES: 001

Speaker Gaw declared the bill passed.

On motion of Representative Treadway, title to the bill was agreed to.

Representative Parker moved that the vote by which the bill passed be reconsidered.

Representative Barry moved that motion lay on the table.

The latter motion prevailed.

THIRD READING OF HOUSE BILL - CONSENT

HB 1353, relating to coroners' reports, was taken up by Representative Farnen.

HB 1353 was laid over.

PERFECTION OF HOUSE BILLS

HB 1615, with HS, pending, relating to protection of the elderly, was again taken up by Representative Hosmer.

Representative Hollingsworth offered **House Amendment No. 1**.

House Amendment No. 1

AMEND House Substitute for House Bill No. 1615, Page 25, Section 187.084, Line 4 of said page, by inserting after the word "**RSMo**" the following:

", or the person is listed on the division of family services' central registry for child abuse and neglect pursuant to sections 210.109 to 210.183, RSMo, or the person's foster care license has been refused, suspended or revoked pursuant to section 210.496, RSMo, or the person is disqualified for employment by the department of mental health pursuant to section 630.170, RSMo."; and

Further amend said bill, Page 87, Section 210.903, Line 18 of said page, by deleting all of said line and inserting in lieu thereof the following:

"pursuant to chapter 198, RSMo;

(7) The employee disqualification list maintained by the department of mental health pursuant to section 630.170, RSMo."; and

Further amend said bill, Page 88, Section 210.909, Line 15 of said page, by deleting all of said line and inserting in lieu thereof the following:

"to sections 210.201 to 210.259 or chapter 198, RSMo;

(6) Determine if the applicant has been placed on the employee disqualification list maintained by the department of mental health pursuant to section 630.170, RSMo."; and

Further amend said bill, Page 88, Section 210.909, Line 20 of said page, by deleting all of said line and inserting in lieu thereof the following:

"to [section 660.315] section 187.081, RSMo, and section 630.170, RSMo, probable cause findings,"; and

Further amend said bill, Page 89, Section 210.909, Line 3 of said page, by inserting after all of said line the following:

"210.915. The department of corrections, the department of public safety, **the department of mental health** and the department of social services shall collaborate with the department to compare records on child-care and elder-care workers, and the records of persons with criminal convictions and the background checks pursuant to subdivisions (1) to [(6)] **(7)** of subsection 2 of section 210.903, and to enter into any interagency agreements necessary to facilitate the receipt of such information and the ongoing updating of such information. The department, in coordination with the department of social services, shall promulgate rules and regulations concerning such updating, including subsequent background reviews as listed in subsection 1 of section 210.909."; and

Further amend said bill, Page 89, Section 210.933, Lines 4 to 9 of said page, by deleting all of said lines and inserting in lieu thereof the following:

"210.933. **1. Until January 1, 2001,** for any elder-care worker listed in the registry or who has submitted the registration form as required by sections 210.900 to 210.936, an elder-care provider may access the registry in lieu of the requirements established pursuant to section [660.315] **187.081**, RSMo, or to subsections 3, 4 and 5 of section [660.317] **187.084**, RSMo.

2. Effective January 1, 2001, elder-care providers subject to the provisions of section 187.084, RSMo, shall access the registry to satisfy the employee disqualification provisions specified therein."; and

Further amend said title, enacting clause and intersectional references accordingly.

Representative Hosmer offered **House Substitute Amendment No. 1 for House Amendment No. 1.**

*House Substitute Amendment No. 1
for
House Amendment No. 1*

AMEND House Substitute for House Bill No. 1615, Page 25, Section 187.084, Line 4 of said page, by inserting after the word "**RSMo**" the following:

", or the person is listed on the division of family services' central registry for child abuse and neglect pursuant to sections 210.109 to 210.183, RSMo, or the person's foster care license has been refused, suspended or revoked pursuant to section 210.496, RSMo, or the person is disqualified for employment by the department of mental health pursuant to section 630.170, RSMo."; and

Further amend said bill, Page 25, Section 187.084, Line 11 of said page, by inserting after all of said line the following:

"8. Any provider that violates the provisions of this section shall be subject to the civil penalties established in section 198.067, RSMo, regardless of whether such violation has been or is being corrected."; and

Further amend said bill, Page 87, Section 210.903, Line 18 of said page, by deleting all of said line and inserting in lieu thereof the following:

"pursuant to chapter 198, RSMo;

(7) The employee disqualification list maintained by the department of mental health pursuant to section 630.170, RSMo."; and

Further amend said bill, Page 88, Section 210.909, Line 15 of said page, by deleting all of said line and inserting in lieu thereof the following:

"to sections 210.201 to 210.259 or chapter 198, RSMo;

(6) Determine if the applicant has been placed on the employee disqualification list maintained by the department of mental health pursuant to section 630.170, RSMo."; and

Further amend said bill, Page 88, Section 210.909, Line 20 of said page, by deleting all of said line and inserting in lieu thereof the following:

"to [section 660.315] section 187.081, RSMo, and section 630.170, RSMo, probable cause findings,"; and

Further amend said bill, Page 89, Section 210.909, Line 3 of said page, by inserting after all of said line the following:

"210.915. The department of corrections, the department of public safety, the department of mental health and the department of social services shall collaborate with the department to compare records on child-care and elder-care workers, and the records of persons with criminal convictions and the background checks pursuant to subdivisions (1) to [(6)] (7) of subsection 2 of section 210.903, and to enter into any interagency agreements necessary to facilitate the receipt of such information and the ongoing updating of such information. The department, in coordination with the department of social services, shall promulgate rules and regulations concerning such updating, including subsequent background reviews as listed in subsection 1 of section 210.909."; and

Further amend said bill, Page 89, Section 210.933, Lines 4 to 9 of said page, by deleting all of said lines and inserting in lieu thereof the following:

"210.933. **1. Until January 1, 2001**, for any elder-care worker listed in the registry or who has submitted the registration form as required by sections 210.900 to 210.936, an elder-care provider may access the registry in lieu of the requirements established pursuant to section [660.315] **187.081**, RSMo, or to subsections 3, 4 and 5 of section [660.317] **187.084**, RSMo.

2. Effective January 1, 2001, elder-care providers subject to the provisions of section 187.084, RSMo, shall access the registry to satisfy the employee disqualification provisions specified therein."; and

Further amend said bill, Page 120, Section B, Line 37 of said page, by inserting after all of said line the following:

"Section C. Because immediate action is necessary to ensure the safety of the elderly section 187.084 of section A of this act is deemed necessary for the immediate preservation of the public health, welfare, peace and safety, and is hereby declared to be an emergency act within the meaning of the constitution, and section 187.084 of section A of this act shall be in full force and effect upon its passage and approval."; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Hosmer, **House Substitute Amendment No. 1 for House Amendment No. 1** was adopted.

Representative Kissell offered **House Amendment No. 2**.

House Amendment No. 2

AMEND House Substitute for House Bill No. 1615, Section 660.320, Page 120, Line 35, by inserting immediately after said line the following:

"Section 1. **1. Any person or official who is required to report cases of suspected abuse of adults under the provisions of section 198.070, RSMo, or section 565.188, RSMo, who has reasonable cause to suspect that an adult has died as a result of abuse, sexual abuse, or negligence, shall report that fact to the appropriate medical examiner or coroner. In all cases of death of a resident of any skilled, intermediate care, or residential care facility, the facility shall immediately report the death to the appropriate medical examiner or coroner. The report is required regardless of whether the facility believes the death to be from natural causes or the result of abuse, sexual abuse, or negligence, or any other cause. In all cases of death of an individual in a hospital who, within five days of entering the hospital was a resident of a skilled nursing, intermediate care or residential care facility, the hospital shall immediately report the death to the appropriate medical examiner or coroner. The report is required regardless of whether the facility believes the death to be from natural causes or the result of abuse, sexual abuse, negligence, or any other cause.**

2. The medical examiner or coroner shall accept the report for investigation and upon finding reasonable cause to suspect that an adult has died as a result of abuse, sexual abuse, or negligence shall report the findings to the police and the appropriate prosecuting attorney. If the institution making the report is a hospital, or skilled, intermediate care or residential care facility, the coroner or medical examiner shall report the findings to the hospital or facility as part of a pending or ongoing law enforcement investigation."; and

Further amend title and enacting clause accordingly.

On motion of Representative Kissell, **House Amendment No. 2** was adopted.

Representative Griesheimer offered **House Amendment No. 3.**

House Amendment No. 3

AMEND House Substitute for House Bill No. 1615, Page 105, Section 660.401, Line 20 of said page, by inserting after all of said line the following:

"Section 1. No long-term care facility shall be more than one hundred twenty days delinquent in payments to vendors of essential services, including but not limited to vendors of food, utilities, maintenance or pharmaceutical supplies, if such delinquency affects the quality of care received by the facility's residents. Upon receipt and verification of a complaint of delinquency of payment from a vendor of essential services, the division of aging may require the facility to draft a plan of correction. If the division determines that the corrective measures are inadequate or have not been implemented, the division may impose sanctions against the facility, including revocation of the facility's license."; and

Further amend said title, enacting clause and intersectional references accordingly.

On motion of Representative Griesheimer, **House Amendment No. 3** was adopted.

Representative Smith offered **House Amendment No. 4.**

House Amendment No. 4

AMEND House Substitute for House Committee Substitute for House Bill No. 1615, Page 75, Section 208.152(9), Line 18, by deleting lines 18 thru 21, of underlined language, starting with the word "No" and ending the with word "rules;"

Representative Holand offered **House Substitute Amendment No. 1 for House Amendment No. 4.**

*House Substitute Amendment No. 1
for
House Amendment No. 4*

AMEND House Substitute for House Bill No. 1615, Page 75, Section 208.152(9), Line 20, [Joint Committee on Administrative Rules], insert **House Committee, Appropriations for Social Services & Corrections, Medicaid Subcommittee.**

Representative Holand moved that **House Substitute Amendment No. 1 for House Amendment No. 4** be adopted.

Which motion was defeated.

HB 1615, with HS, as amended, and House Amendment No. 4, pending, was laid over.

REFERRAL OF HOUSE BILLS

The following House Bills were referred to the Committee indicated:

HS HCS HB 1076 - Fiscal Review (Fiscal Note)
HS HCS HBs 1566 & 1810 - Fiscal Review (Fiscal Note)
HB 2102 - Transportation

COMMITTEE REPORTS

Committee on Critical Issues, Chairman Harlan reporting:

Mr. Speaker: Your Committee on Critical Issues, to which was referred **HJR 42**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Mr. Speaker: Your Committee on Critical Issues, to which was referred **HB 1747**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

Committee on Local Government and Related Matters, Chairman Hoppe reporting:

Mr. Speaker: Your Committee on Local Government and Related Matters, to which was referred **HB 1768**, begs leave to report it has examined the same and recommends that it **Do Pass**.

Committee on Miscellaneous Bills and Resolutions, Chairman O'Toole reporting:

Mr. Speaker: Your Committee on Miscellaneous Bills and Resolutions, to which was referred **HJR 45**, begs leave to report it has examined the same and recommends that it **Do Pass with House Committee Amendment No. 1**.

House Committee Amendment No. 1

AMEND House Joint Resolution No. 45, Page 2, Section 39(a), Line 16, by striking the word “six” and inserting in lieu thereof the word “**twelve**”.

Committee on Retirement, Chairman Hagan-Harrell reporting:

Mr. Speaker: Your Committee on Retirement, to which was referred **HB 1847**, **HB 1356**, **HB 1593** and **HB 1764**, begs leave to report it has examined the same and recommends that the **House Committee Substitute Do Pass**.

INTRODUCTION OF HOUSE BILLS

The following House Bills were read the first time and copies ordered printed:

HB 2110, introduced by Representatives Bonner, Monaco, Cierpiot, Ross and Lograsso, et al, relating to jails and jailers.

HB 2111, introduced by Representative Kissell, relating to charges for water service.

HB 2112, introduced by Representatives Hegeman and Summers, relating to the large animal veterinary medicine loan repayment program.

HB 2113, introduced by Representatives Foster, Schwab and Richardson, et al, relating to disability benefits in teacher and school employee retirement systems.

HB 2114, introduced by Representative Hoppe, relating to transportation authorities in certain cities and counties.

HB 2115, introduced by Representative Schilling, relating to insurance coverage for mental health or chemical dependency services.

HB 2116, introduced by Representatives Riback Wilson (25), McLuckie, Fitzwater, Schilling and Shelton, et al, relating to access to student records.

COMMITTEE CHANGES

The Speaker submitted the following Committee changes:

Representative Carter is no longer a member of the Budget Committee.

Representative Wiggins has been appointed a member of the Budget Committee.

Representative Selby is no longer a member of the Insurance Committee.

Representative Wagner has been appointed a member of the Insurance Committee.

Representative Davis (63) is no longer a member of the Public Safety and Law Enforcement Committee.

Representative Selby has been appointed a member of the Public Safety and Law Enforcement Committee.

ADJOURNMENT

On motion of Representative Crump, the House adjourned until 10:00 a.m., Thursday, March 9, 2000.

CORRECTIONS TO THE HOUSE JOURNAL

Correct House Journal, Thirty-sixth Day, Tuesday, March 7, 2000, pages 488 and 489, roll call, by showing Representative Champion voting "no" rather than "absent with leave".

Pages 490 and 491, roll call, by showing Representative Williams (159) voting "no" rather than "absent with leave".

Pages 494 and 495, roll call, by showing Representatives Gross, Surface and Tudor voting "aye" rather than "absent with leave".

Pages 503 and 504, roll call, by showing Representative Surface voting "aye" rather than "absent with leave".

COMMITTEE MEETINGS

AGRICULTURE

Thursday, March 9, 2000. Side gallery upon noon adjournment.

Executive Session.

To be considered - HB 1811

BUDGET

Thursday, March 9, 2000, 8:00 am. Hearing Room 3.

Executive Session on FY 2001 budget.

BUDGET

Thursday, March 9, 2000. Hearing Room 3 upon morning adjournment.

Executive Session on FY 2001 budget.

CONSUMER PROTECTION AND HOUSING

Thursday, March 9, 2000. Side gallery upon adjournment.

To be considered - Executive Session - HB 1281, Executive Session - HB 1877

CRITICAL ISSUES

Monday, March 13, 2000, 7:30 pm. Hearing Room 3.

Executive Session may or may not follow.

To be considered - HB 1418, HCR 5

EDUCATION - ELEMENTARY AND SECONDARY

Monday, March 13, 2000, 3:00 pm. Hearing Room 1. Executive Session.

To be considered - HB 1255, HB 1379, HB 1412, HB 1784

ENVIRONMENT AND ENERGY

Thursday, March 9, 2000. Side gallery upon morning adjournment.

Executive Session.

To be considered - HB 1619, HB 1655, HB 2025

MISSOURI TOBACCO SETTLEMENT

Wednesday, March 15, 2000, 8:30 am. Hearing Room 7.

To be considered - SB 549

SOCIAL SERVICES, MEDICAID AND THE ELDERLY

Tuesday, March 14, 2000, 7:30 pm. Hearing Room 6.

Possible Executive Session to follow.

To be considered - HB 2070, HB 2075

URBAN AFFAIRS

Tuesday, March 14, 2000, 8:00 pm. Hearing Room 4.

To be considered - HB 1846

HOUSE CALENDAR

THIRTY-EIGHTH DAY, THURSDAY, MARCH 9, 2000

HOUSE BILLS FOR SECOND READING

HB 2110 through HB 2116

HOUSE JOINT RESOLUTION FOR PERFECTION

HJR 40 - Graham (24)

HOUSE BILLS FOR PERFECTION

- 1 HB 1615, HS, as amended and HA 4, pending - Hosmer
- 2 HCS HB 1172, 1501, 1633, 1440, 1634, 1177 & 1430 - Davis (122)
- 3 HB 1238 - Hoppe
- 4 HCS HB 1242 - Treadway
- 5 HB 1472 - Smith
- 6 HCS HB 1434 - Skaggs
- 7 HCS HB 1481 - Smith
- 8 HCS HB 1305 - Rizzo
- 9 HCS HB 1574 & 1640 - Ladd Stokan
- 10 HCS HB 1677, 1675 & 1676 - Riback Wilson (25)
- 11 HCS HB 1652 & 1433 - Hoppe
- 12 HB 1603, HCA 1 and HCA 2 - O'Connor
- 13 HCS HB 1711 - Abel
- 14 HCS HB 1797 - Gratz
- 15 HCS HB 1569 - Bray
- 16 HCS HB 1932 - Harlan
- 17 HCS HB 1967 - Hoppe
- 18 HB 1728 - Backer

HOUSE BILLS FOR PERFECTION - INFORMAL

- 1 HCS HB 1362, HS, as amended, pending - Harlan
- 2 HCS HB 1602, as amended - Leake
- 3 HCS HB 1143, as amended - Scheve

HOUSE BILLS FOR PERFECTION - CONSENT

(March 2, 2000)

- 1 HB 1077 - Relford
- 2 HB 1808 - O'Toole

(March 7, 2000)

- 1 HB 1499 - Hoppe
- 2 HB 1647 - Skaggs
- 3 HB 1631 - Hoppe
- 4 HB 1841 - Kreider
- 5 HB 1579 - Hoppe

HOUSE BILLS FOR THIRD READING

- 1 HS HCS HB 1566 & 1810, E.C., (Fiscal Review, 3-8-00) - Bray
- 2 HCS HB 1386 & 1086 - Britt
- 3 HS HCS HB 1076, E.C., (Fiscal Review, 3-8-00) - Relford

HOUSE BILLS FOR THIRD READING - CONSENT

- 1 HB 1353 - Farnen
- 2 HB 1185 - Gratz
- 3 HB 1085 - Selby
- 4 HB 1396 - Farnen
- 5 HB 1097 - Hosmer
- 6 HB 1289 - Auer
- 7 HB 1335 - Scheve
- 8 HB 1848 - Treadway
- 9 HB 1923, E.C. - Ransdall
- 10 HB 1875 - Franklin
- 11 HB 1802 - Monaco
- 12 HB 1544 - Smith
- 13 HB 1591 - Backer
- 14 HB 1739 - Auer
- 15 HB 1486 - Abel
- 16 HB 1509 - Hosmer
- 17 HB 1374 - Graham (24)
- 18 HB 1465 - Ransdall
- 19 HB 1706 - Gambaro
- 20 HB 1428 - Hickey
- 21 HB 1454 - Hoppe
- 22 HB 1604 - Graham (106)
- 23 HB 1568 - Riback Wilson (25)
- 24 HB 1596 - Auer

533 *Journal of the House*

25 HB 1685 - Smith

26 HB 1948 - Gratz

27 HB 1825 - Klindt

SENATE BILLS FOR SECOND READING

1 SB 709

2 SB 910

HOUSE RESOLUTION

HR 91, (2-24-00, pgs. 397 & 398) - Crawford